



TITLE #: 82

Ordinance #: 11-14-19-056

Date: November 14, 2019

ORDINANCE for the Total Revision of Article 13 – SIGNS of the Town of Cheswold Land Use Ordinance

DESCRIPTION: This Ordinance has been created to totally revise Article 13 of the Land Use Ordinance of the Town of Cheswold which specifies the associated requirements for the design, construction, installation and conditions for signs within the Town limits.

Section 1. PURPOSE:

The purpose of the revision to Article 13 is to ensure that all applications for sign permits are processed fairly and equitably in like situations and that requirements and/or restrictions are clearly defined.

Section 2. AUTHORITY TO ACT

The Town Charter of the Town of Cheswold:

- 2.1.1 Section 4.2.25**, authorizes the Town Council to provide for and preserve the health, peace and safety, cleanliness, ornament, good order and public welfare of the Town and its' inhabitants.
- 2.1.2 Section 4.2.48**, authorizes the Town Council to make, adopt, and establish, alter and amend all such Ordinances, Regulations, Rules and By-Laws not contrary to the laws of this State and the United States as the Town Council may deem necessary to carry into effect any of the provisions of this Charter or any other law of the State relating generally to municipal corporations or which they may deem proper and necessary for the order, protection and good government of the Town.

Section 3. APPLICABILITY

The provisions of this Ordinance shall be applied to all applications for the placements of signs within the corporate limits of the Town of Cheswold.

Section 4. DEFINITIONS

Definitions are defined in Section 13-4 of the revised article and shall be added to Article 2 – Definitions of the Land Use Ordinance as deemed appropriate by the Land Use Administrator.

Section 5. DESCRIPTION OF REVISION of ARTICLE 13 - SIGNS

Article 13 – SIGNS has been totally revised to include sixteen, (16) sections, plus a Area and Setback Table and a Revision Log. The sections are as follows:

INDEX

SECTION	DESCRIPTION	PAGE #
13-1.....	Applicability, Purposes & Intent.....	102
13-2.....	General.....	103
13-3.....	General Administration.....	104
13-4.....	Definitions.....	105
13-5.....	Design Requirements.....	111
13-6.....	Allowed Signs – Permit Required.....	114
13-7.....	Allowed Signs – Permit NOT Required.....	114
13-8.....	Prohibited Signs.....	115
13-9.....	Exempt Signs.....	117
13-10.....	Supplementary Sign Provisions.....	118
13-11.....	Real Estate, Development & Construction Signs.....	120
13-12.....	Additional Requirements by Sign Type.....	121
13-13.....	Condition of Signs.....	121
13-14.....	Application Process.....	123
13-15.....	Sign Permit Fees.....	124
13-16.....	Sign Table Requirements.....	124
TABLE.....	Table 13—1. Sign Table Area & Set Backs.....	125
LOG.....	Revision Log.....	126

The contents of the revision are attached to this Ordinance.

Section 6 - EFFECTIVE DATE

This ordinance and the rules, regulations, provisions, requirements, orders, administration and management and matters established and adopted hereby shall take effect and be in full force and effect from and after the date of its final passage and adoption.

Ordinance No. 11-14-19-056 entitled, Total Revision of Article 13 -SIGNS of the Land Use Ordinance of the Town of Cheswold Land Use Ordinance, was posted for Public Notice on January 14, 2020 and May 3, 2020 and presented for public comment at a Public Hearing meeting, held at 6:00 p.m., on Monday, June 1, 2020, at the Town Hall of the Town of Cheswold, 691 Main Street, Cheswold, Delaware, 19936.

I, Larence Kirby, Mayor of the Town of Cheswold, do hereby certify that the foregoing is a true and correct copy of Ordinance No. 11-14-19-056 entitled, Total Revision of Article 13 -SIGNS of the Land Use Ordinance of the Town of Cheswold Land Use Ordinance, passed by affirmative vote of all elected Members of the Cheswold Town Council at a regularly scheduled Town Council Meeting, held at 6:30 pm, on June 1, 2020, at which a quorum was present and voting throughout, and that the same is still in force and effect. (See Attached Article 13 – SIGNS)

Certified: _____


Mayor Larence Kirby

Date: June 1, 2020

ATTEST: _____


Secretary/Treasurer Theon E. Callender

Date: June 1, 2020

Agreed: _____


Vice-Mayor Santo Faronea

Date: June 1, 2020

Agreed: _____


Councilperson Judith Johnson

Date: June 1, 2020

Agreed: _____


Councilperson Mark Moxley

Date: June 1, 2020

Agreed: _____


Vacant Position

Date: June 1, 2020

NOTARIZED: _____


Town Clerk Shadina Jones

Date: June 1, 2020